

1 PHILLIP A. TALBERT
2 United States Attorney
3 KEVIN C. KHASIGIAN
4 Assistant U. S. Attorney
5 501 I Street, Suite 10-100
6 Sacramento, CA 95814
7 Telephone: (916) 554-2700
8
9 Attorneys for the United States

10
11 IN THE UNITED STATES DISTRICT COURT
12 EASTERN DISTRICT OF CALIFORNIA

13
14 UNITED STATES OF AMERICA,
15 Plaintiff,
16 v.
17 APPROXIMATELY \$48,500.00 IN
18 U.S. CURRENCY,
19 Defendant.

2:21-MC-00012-MCE-DB

20 STIPULATION AND ORDER EXTENDING TIME
21 FOR FILING A COMPLAINT FOR FORFEITURE
22 AND/OR TO OBTAIN AN INDICTMENT
23 ALLEGING FORFEITURE

24
25 It is hereby stipulated by and between the United States of America and potential claimants
26 Xiaobing Wang, Min Guo, and Lianfeng Li, (“claimants”), by and through their respective counsel as
27 follows:

28 1. On or about October 22, 2020, claimants filed claims in the administrative forfeiture
1 proceeding with the Department of Homeland Security, U.S. Customs and Border Protection (“CBP”)
2 with respect to the Approximately \$48,500.00 in U.S. Currency (hereafter “defendant currency”), which
3 was seized on or about August 26, 2020.

4 2. The CBP has sent the written notice of intent to forfeit required by 18 U.S.C. §
5 983(a)(1)(A) to all known interested parties. The time has expired for any person to file a claim to the
6 defendant currency under 18 U.S.C. § 983(a)(2)(A)-(E), and no person other than claimants has filed a
7 claim to the defendant currency as required by law in the administrative forfeiture proceeding.

1 3. Under 18 U.S.C. § 983(a)(3)(A), the United States is required to file a complaint for
2 forfeiture against the defendant currency and/or to obtain an indictment alleging that the defendant
3 currency is subject to forfeiture within ninety days after a claim has been filed in the administrative
4 forfeiture proceeding, unless the court extends the deadline for good cause shown or by agreement of the
5 parties. That deadline was January 20, 2021.

6 4. By Stipulation and Order filed January 22, 2021, the parties stipulated to extend to April
7 20, 2021, the time in which the United States is required to file a civil complaint for forfeiture against
8 the defendant currency and/or to obtain an indictment alleging that the defendant currency is subject to
9 forfeiture.

10 5. By Stipulation and Order filed April 28, 2021, the parties stipulated to extend to June 18,
11 2021, the time in which the United States is required to file a civil complaint for forfeiture against the
12 defendant currency and/or to obtain an indictment alleging that the defendant currency is subject to
13 forfeiture.

14 6. By Stipulation and Order filed June 21, 2021, the parties stipulated to extend to August
15 17, 2021, the time in which the United States is required to file a civil complaint for forfeiture against
16 the defendant currency and/or to obtain an indictment alleging that the defendant currency is subject to
17 forfeiture.

18 7. By Stipulation and Order filed August 17, 2021, the parties stipulated to extend to
19 October 18, 2021, the time in which the United States is required to file a civil complaint for forfeiture
20 against the defendant currency and/or to obtain an indictment alleging that the defendant currency is
21 subject to forfeiture.

22 8. By Stipulation and Order filed October 22, 2021, the parties stipulated to extend to
23 December 17, 2021, the time in which the United States is required to file a civil complaint for forfeiture
24 against the defendant currency and/or to obtain an indictment alleging that the defendant currency is
25 subject to forfeiture.

26 9. By Stipulation and Order filed December 22, 2021, the parties stipulated to extend to
27 February 15, 2022, the time in which the United States is required to file a civil complaint for forfeiture
28 against the defendant currency and/or to obtain an indictment alleging that the defendant currency is

1 subject to forfeiture.

2 10. By Stipulation and Order filed February 16, 2022, the parties stipulated to extend to May
3 16, 2022, the time in which the United States is required to file a civil complaint for forfeiture against
4 the defendant currency and/or to obtain an indictment alleging that the defendant currency is subject to
5 forfeiture.

6 11. By Stipulation and Order filed May 25, 2022, the parties stipulated to extend to August
7 15, 2022, the time in which the United States is required to file a civil complaint for forfeiture against
8 the defendant currency and/or to obtain an indictment alleging that the defendant currency is subject to
9 forfeiture.

10 12. By Stipulation and Order filed August 22, 2022, the parties stipulated to extend to
11 November 14, 2022, the time in which the United States is required to file a civil complaint for
12 forfeiture against the defendant currency and/or to obtain an indictment alleging that the defendant
13 currency is subject to forfeiture.

14 13. By Stipulation and Order filed November 17, 2022, the parties stipulated to extend to
15 January 13, 2023, the time in which the United States is required to file a civil complaint for forfeiture
16 against the defendant currency and/or to obtain an indictment alleging that the defendant currency is
17 subject to forfeiture.

18 14. By Stipulation and Order filed January 12, 2023, the parties stipulated to extend to March
19 14, 2023, the time in which the United States is required to file a civil complaint for forfeiture against
20 the defendant currency and/or to obtain an indictment alleging that the defendant currency is subject to
21 forfeiture.

22 15. By Stipulation and Order filed March 15, 2023, the parties stipulated to extend to May
23 12, 2023, the time in which the United States is required to file a civil complaint for forfeiture against
24 the defendant currency and/or to obtain an indictment alleging that the defendant currency is subject to
25 forfeiture.

26 16. As provided in 18 U.S.C. § 983(a)(3)(A), the parties wish by agreement to further extend
27 to August 10, 2023, the time in which the United States is required to file a civil complaint for forfeiture
28 against the defendant currency and/or to obtain an indictment alleging that the defendant currency is

1 subject to forfeiture.

2 17. Accordingly, the parties agree that the deadline by which the United States shall be
3 required to file a complaint for forfeiture against the defendant currency and/or to obtain an indictment
4 alleging that the defendant currency is subject to forfeiture shall be extended to August 10, 2023.

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6 Dated: 5/10/2023

PHILLIP A. TALBERT
United States Attorney

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8 By: /s/ Kevin C. Khasigian
9 KEVIN C. KHASIGIAN
10 Assistant U.S. Attorney

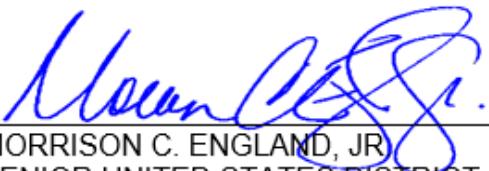
11 Dated: 5/9/2023

12 /s/ Mark J. Reichel
13 MARK J. REICHEL
14 Attorney for potential claimants
15 Xiaobing Wang, Min Guo, and Lianfeng Li
16 (Signature authorized by email)

17 IT IS SO ORDERED.

18 Dated: May 17, 2023

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MORRISON C. ENGLAND, JR.
SENIOR UNITED STATES DISTRICT JUDGE